

**ERIE COUNTY LEGISLATURE**  
**MEETING NO. 21**  
**NOVEMBER 3, 2016**

The Legislature was called to order by Chair Mills.

All members present, except Ms. Grant.

An Invocation was held, led by Mr. Morton, who led a prayer.

The Pledge of Allegiance was led by Mr. Savage.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. LORIGO moved for the approval of the minutes for Meeting Number 20 from 2016. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No public hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – MS. DIXON presented a resolution Congratulating Jacob Clancy, Boy Scout Troop 4, on Attaining the Rank of Eagle Scout.

Item 6 – MS. DIXON presented a resolution Congratulating Christopher Janok on Attaining the Rank of Eagle Scout.

Item 7 – MS. DIXON presented a resolution Congratulating Jacob Roy, Boy Scout Troop 4, on Attaining the Rank of Eagle Scout.

Item 8 – MR. HARDWICK presented a resolution Congratulating James Fingerlow on Being Named the Chamber of Commerce of the Tonawandas' 2016 Citizen of the Year, and for his Dedication to the Community.

Item 9 – MR. HARDWICK presented a resolution Congratulating Erie-Niagara Sunrise Exchange Club and Tonawanda Exchange Club on Being Awarded the Chamber of Commerce of the Tonawandas' 2016 Volunteer of the Year Organizations Award, and for its Dedication and Commitment to the Tonawandas.

Item 10 – MR. HARDWICK presented a resolution Congratulating the Grand Island Lions Club on its 60th Anniversary.

Item 11 – MR. HARDWICK presented a resolution Congratulating Pane's Restaurant on Being Named the Chamber of Commerce of the Tonawandas' 2016 Business of the Year.

Item 12 – MR. HARDWICK presented a resolution Honoring Herschell Carrousel Factory Museum for Excellence to the Community, and the 100th Birthday of the Allen Herschell Number 1 Special Carrousel, and Being Named the Chamber of Commerce of the Tonawandas' 2016 Not-For-Profit Organization.

Item 13 – MS. MILLER-WILLIAMS presented a resolution Honoring Afro-American Police Association of Buffalo Inc on Hosting its Annual Community Awards Banquet and Welcoming CNN Legal Analyst Joey Jackson as the Keynote Speaker for the Event.

Item 14 – MS. MILLER-WILLIAMS presented a resolution Welcoming the Eastern Regional Conference of the Church Ushers Association of New York State to Erie County.

Item 15 – MS. MILLER-WILLIAMS presented a resolution Celebrating the 50th Anniversary of the Grammy Nominated Var-Son Community Choir Inc.

Item 16 – MR. MILLS presented a resolution Congratulating Zachary T. Brown, Boy Scout Troop 4, on Attaining the Rank of Eagle Scout.

Item 17 – MR. MILLS presented a resolution Congratulating Nathan Daniel McMillen, Boy Scout Troop 4, on Attaining the Rank of Eagle Scout.

Item 18 – MR. MILLS presented a resolution Honoring the Service Members from the Town of Boston and All Members of the Armed Forces on Veterans Day for their Service and Sacrifice to the Country and Community.

Item 19 – MR. MORTON presented a resolution Honoring Richard Bulman for 40 Years of Service to the Village of Lancaster.

MR. LORIGO moved for consideration of the above fifteen items. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above fifteen to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved for approval of the above fifteen items as amended. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 20 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2016 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 21 – CHAIR MILLS directed that Local Law No. 4 (Print #2) 2016 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 22 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 23 – CHAIR MILLS directed that Local Law No. 6 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 24 – CHAIR MILLS directed that Local Law No. 7 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 25 – CHAIR MILLS directed that Local Law No. 8 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 26 – CHAIR MILLS directed that Local Law No. 10 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 27 – CHAIR MILLS directed that Local Law No. 13 (Print #1) 2016 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 28 – CHAIR MILLS directed that Local Law No. 14 (Print #1) 2016 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 29 – CHAIR MILLS directed that Local Law No. 15 (Print #1) 2016 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 30 – CHAIR MILLS directed that Local Law No. 16 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 31 – CHAIR MILLS directed that Local Law No. 17 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

**COMMITTEE REPORTS**

Item 32 – MS. DIXON presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 255

October 27, 2016	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 16
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR GRANT.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 18E-19 (2016)  
**DIXON:** “Letter to Medicaid Inspector General Regarding Follow-Up Information Requested at Committee Meeting”  
(4-0)
  - b. COMM. 20D-6 (2016)  
**COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES:** “Letter Regarding CPS Caseloads and Staffing”  
(4-0)
2. COMM. 20E-15 (2016)  
**COUNTY EXECUTIVE**  
WHEREAS, The Health Foundation for Western and Central New York, (Health Foundation) an independent private foundation that serves 16 counties, develops, implements and evaluates sustainable programs with community partners that make a positive difference in the lives of thousands of older adults in these region; and

WHEREAS, the Erie County Department of Senior Services, in conjunction with the Center for Inclusive Design and Environmental Access (IDeA Center), through UB Foundation Activities,

Inc., had submitted a competitive grant application to the Health Foundation for Age Friendly Inclusive Planning grant funding to increase the participation of vulnerable populations of older adults in the Age Friendly Erie County Initiative and develop outreach collaborations with community-based groups and organizations that serve this population; and

WHEREAS, the Health Foundation recently awarded the Department of Senior Services \$9,955 in Age Friendly Inclusive Planning grant funds for the period November 14, 2016 to March 31, 2017; and

WHEREAS, the grant is 100% funded and does not require a local share; and

WHEREAS, the Department of Senior Services desires to contract, with the IDEa Center through UB Foundation Activities, Inc., at a cost not to exceed \$3,435, to develop and facilitate for civic participation activities as part of community outreach events.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive be and is hereby authorized to enter into a contract with the Health Foundation of Western and Central New York to accept the \$9,955 of Senior Age Friendly Inclusive Planning grant funding for the period November 14, 2016 to March 31, 2017; and be it further

RESOLVED, the County Executive be and is hereby authorized to contract with the IDEa Center through UB Foundation Activities, Inc., at a cost not to exceed \$3,435, to develop and facilitate for civic participation activities as part of community outreach events; and be it further

RESOLVED, the County Executive be and is hereby authorized to enter into contracts and amendments with the Health Foundation and the IDEa Center through UB Foundation Activities, Inc. to effectuate adjusted funding levels; and be it further

RESOLVED, that the budget for the 163AFIP1617 grant, be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
417060	Other Income Senior Services	<u>\$ 9,955</u>
	TOTAL	<u>\$ 9,955</u>

APPROPRIATIONS		INITIAL BUDGET
Account	Description	
516020	Professional Services & Fees	\$ 4,035
530000	Other Expenses	2,750
561410	Lab & Technical Equipment	600
916390	ID Senior Services Grant Services	<u>2,570</u>
	TOTAL	<u>\$ 9,955</u>

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust the budget as required to comply with the Health Foundation's approved funding levels; and be it further.

RESOLVED, that certified copies of this resolution be forwarded to the County Executive Office, the Division of Budget and Management, the Comptroller's Office and the Department of Senior Services.  
(4-0)

LYNNE M. DIXON  
CHAIR

Item 33 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 256

October 27, 2016	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 8
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
  - a. INTRO. 18-2 (2016)  
**MILLER-WILLIAMS**: "Dialogue Concerning ECC's Relationship with Middle Early College High School"  
(Chair's Motion)
  - b. COMM. 20E-17 (2016)  
**MILLER-WILLIAMS**: "Letter to ECC President Regarding Report Concerning ECC's Relationship with Middle Early College High School"  
(Chair's Motion)

2. COMM. 20E-4 (2016)  
**COUNTY EXECUTIVE**

WHEREAS, The Erie Community College Board of Trustees has approved Arc Training and Consultation Services and Technical Training Services as vendors after the completion of an RFP process at their May 28, 2015, and Advantage Resourcing and CNC Technical Solutions at their June 30, 2016 Board Meeting; approval for the 2016-17 year was reaffirmed for all four vendors at the August 25, 2016 Board Meeting; and

WHEREAS, Advantage Resourcing is approved to provider hourly training to Corporate Training clients at an hourly rate not to exceed \$55/per hour; Arc Training and Consultation Services at a rate not to exceed \$100 per hour; CNC Technical Solutions at a rate not to exceed \$125 per hour

and Technical Training Support at a rate not to exceed \$125 per hour; based on the training needs of corporate clients of the ECC Workforce Development Department; and

WHEREAS, the Erie County Legislature must approve consulting contracts in excess of \$50,000 for ECC; and

WHEREAS, Advantage Resourcing, Arc Training and Consultation Services, CNC Technical Solutions and Technical Training Support will deliver customized training programs developed specifically for the corporate clients of the ECC Workforce Development Department; and

WHEREAS, Advantage Resourcing, Arc Technical Training and Consultation, CNC Technical Solutions and Technical Training Support were chosen in response to various RFPs, including "Automotive Technician Training and Related Services", "Skilled Trades Training and Related Services" and "Advanced PLC/CNC Training and Related Services" based upon their experience and expertise as providers of customized, technical training services; and

WHEREAS, ECC Workforce Development generates a significant amount of revenue derived directly from technical training programs such as Advanced Manufacturing, Automotive Technician and Skilled Trades/Apprentice training due to the highly technical nature and high quality of instruction received from the ECC Corporate Training Department. In order to maintain and expand the depth and scope of advanced training services, partnerships with vendors such as Advantage Resourcing, Arc Training and Consultation Services, CNC Technical Solutions and Technical Training Services are necessary to offer state of the art training facilities and qualified

NOW, THEREFORE, BE IT RESOLVED; that the Erie County Legislature hereby approves awarding a contract to Advantage Resourcing, Arc Training and Consultation, CNC Technical Solutions and Technical Training Support to provide corporate training services for the purpose of fulfilling contractual obligations to corporate clients of the ECC Workforce Development Department.

RESOLVED, that the ECC President is authorized to enter a contract with Advantage Resourcing, Arc Training and Consultation, CNC Technical Solutions and Technical Training Support for the above mentioned services, and be it further

RESOLVED, that copies of the resolution be forwarded to the Erie County Executive, the President of ECC, and the Chairman of the ECC Board of Trustees.  
(5-0)

KEVIN R. HARDWICK  
CHAIR

Item 34 – MR. LORIGO presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 257

October 27, 2016	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 16
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 20E-10 (2016)  
**COMPTROLLER:** "Performance Audit of the Erie County Veterans Service Agency for Year 2015"  
(Chair's Motion)
  - b. COMM. 20E-11 (2016)  
**LORIGO:** "Letter to Commissioner of Emergency Services Regarding Testing Accommodations for Persons with Disabilities"  
(Chair's Motion)
  - c. COMM. 20E-12 (2016)  
**LOUGHRAN:** "Letter to Comptroller Requesting Analysis of Leasing Space for Social Services Offices"  
(Chair's Motion)
  - d. COMM. 20D-4 (2016)  
**DEPARTMENT OF BUDGET & MANAGEMENT:** "Budget Monitoring Report for Period Ending August 2016"  
(Chair's Motion)

2. COMM. 1D-9 (2015)  
**COUNTY EXECUTIVE AS AMENDED**  
WHEREAS, the Erie County Director of Real Property Tax Services has received applications for corrected tax billings and / or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556; and

WHEREAS, the Director has investigated the validity of such applications (see attached listing).

NOW, THEREFORE, BE IT

RESOLVED, that petitions numbered 216163 through 216201, inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities.

FISCAL YEAR	2016	Petition No.	216,163.00
	ASSESSOR	Cancel	\$606.12
S-B-L	119.07-3-18	1406 Elm St	142001 ALDEN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$606.12	Town/SpecialDist/School
<u>Charge To :</u>	142001 ALDEN		\$606.12
	Relevy School	\$606.12	142001 ALDEN CENTRAL

RPTL550(2): Enhanced STAR granted by NYS  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,164.00

ASSESSOR                      Cancel                      \$553.53  
S-B-L 69.12-4-15./5 5 Stoneledge Ct 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$553.53	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$553.53
	Relevy School	\$553.53	142203 WILLIAMSVILLE

CENT

RPTL550(2): Failed to apply enhanced STAR exemption  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,165.00

ASSESSOR                      Cancel                      \$522.72  
S-B-L 282.06-1-16.1 805 Railroad Ave 142801 FARNHAM

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$522.72	Town/SpecialDist/School
<u>Charge To :</u>	142801 FARNHAM		\$522.72
	Relevy School	\$522.72	144401 LAKE SHORE

CENTRAL

RPTL550(2): Failed to apply basic STAR exemption  
New tax bill to be issued.

FISCAL YEAR 2016                      Petition No.                      216,166.00

ASSESSOR                      Refund                      \$1,257.02  
S-B-L 115.11-17-19 54 2nd Ave 145203 LANCASTER

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,257.02	Town/SpecialDist/School
<u>Charge To :</u>	145203 LANCASTER		\$1,257.02

Relevy School \$1,257.02 145201 LANCASTER  
CENTRAL

RPTL550(2): Error calculating vet exemption  
Refund to be issued to Phillip and Christine Scott

FISCAL YEAR 2016 Petition No. 216,167.00

ASSESSOR Cancel \$515.12  
S-B-L 96.00-6-13 12417 Reinhardt R 142089 ALDEN

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$515.12 Town/SpecialDist/School  
Charge To : 142089 ALDEN \$515.12  
Relevy School \$515.12 142001 ALDEN CENTRAL

RPTL550(2): Failed to apply basic STAR exemption  
New tax bill to be issued

FISCAL YEAR 2016 Petition No. 216,168.00

ASSESSOR Cancel \$190.92  
S-B-L 12.17-1-10 3294 Baseline Rd 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$190.92 Town/SpecialDist/School  
Charge To : 144600 GRAND ISLAND \$190.92  
Relevy School \$190.92 144601 GRND ISLN

CENTRAL

RPTL550(2): Incorrect assessment  
New tax bill to be issued

FISCAL YEAR 2016 Petition No. 216,169.00

ASSESSOR Cancel \$229.10  
S-B-L 51.11-1-52 1457 East PArk 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$229.10 Town/SpecialDist/School  
Charge To : 144600 GRAND ISLAND \$229.10  
Relevy School \$229.10 144601 GRND ISLN

CENTRAL

RPTL550(2): Failed to apply vet exemption

New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,170.00

                                 ASSESSOR                      Cancel                      \$657.24  
S-B-L 24.16-4-3                      125 Tracey Ln                      144600 GRAND ISLAND

                                 Acct. No. 112                      \$0.00                      County  
                                 Acct. No. 132                      \$657.24                      Town/SpecialDist/School  
Charge To :                      144600 GRAND ISLAND                      \$657.24  
                                 Relevy School                      \$657.24                      144601 GRND ISLN

CENTRAL

RPTL550(2): Failed to apply enhanced STAR exemption  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,171.00

                                 ASSESSOR                      Cancel                      \$320.75  
S-B-L 51.11-2-30.12                      1380 East River Rd                      144600 GRAND ISLAND

                                 Acct. No. 112                      \$0.00                      County  
                                 Acct. No. 132                      \$320.75                      Town/SpecialDist/School  
Charge To :                      144600 GRAND ISLAND                      \$320.75  
                                 Relevy School                      \$320.75                      144601 GRND ISLN

CENTRAL

RPTL550(2): Failed to reduce assessment  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,172.00

                                 ASSESSOR                      Cancel                      \$246.02  
S-B-L 47.07-2-16.11/D2                      23 Danitra Dr                      145601 AKRON

                                 Acct. No. 112                      \$0.00                      County  
                                 Acct. No. 132                      \$246.02                      Town/SpecialDist/School  
Charge To :                      145601 AKRON                      \$246.02  
                                 Relevy School                      \$246.02                      145601 AKRON CENTRAL

RPTL550(2): Failed to apply basic STAR exemption  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,173.00

ASSESSOR Refund \$753.17  
S-B-L 66.75-5-8 199 Heath Terr 146489 TONAWANDA

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$753.17 Town/SpecialDist/School  
Charge To : 146489 TONAWANDA \$753.17  
Relevy School \$753.17 146401 KEN-TON UNION

FREE

RPTL550(2): Failed to apply aged exemption  
Refund to be issued to Mary Ann E Moore

FISCAL YEAR 2016 Petition No. 216,174.00

ASSESSOR Refund \$6,350.00  
S-B-L 67.62-4-19 603 Montrose Ave 146489 TONAWANDA

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$6,350.00 Town/SpecialDist/School  
Charge To : 146489 TONAWANDA \$6,350.00  
Relevy School \$6,350.00 146401 KEN-TON UNION

FREE

RPTL550(2): Failed to apply enhanced STAR exemption  
Refund to be issued to Margaret Lian

FISCAL YEAR 2016 Petition No. 216,175.00

ASSESSOR Cancel \$669.65  
S-B-L 96.00-6-39.12 V/L Waden Ave 142089 ALDEN

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$669.65 Town/SpecialDist/School  
Charge To : 142089 ALDEN \$669.65  
Relevy School \$669.65 142001 ALDEN CENTRAL

RPTL550(2): Duplicate entry  
Delete parcel from the tax roll

FISCAL YEAR 2016 Petition No. 216,176.00

ASSESSOR Cancel \$606.12  
S-B-L 117.08-3-12 1243 Greenfield Dr 142089 ALDEN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$606.12	Town/SpecialDist/School
<u>Charge To :</u>	142089 ALDEN		\$606.12
	Relevy School	\$606.12	142001 ALDEN CENTRAL

RPTL550(2): Failed to apply basic STAR exemption  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,177.00

ASSESSOR                      Cancel                      \$236.95  
S-B-L 107.00-1-76.11 1361 Curlew Rd 142089 ALDEN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$236.95	Town/SpecialDist/School
<u>Charge To :</u>	142089 ALDEN		\$236.95
	Relevy School	\$236.95	142001 ALDEN CENTRAL

RPTL550(2): Incorrect acreage  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,178.00

ASSESSOR                      Cancel                      \$2,145.33  
S-B-L 85.03-1-3                      11650 Genesee St 142089 ALDEN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$2,145.33	Town/SpecialDist/School
<u>Charge To :</u>	142089 ALDEN		\$2,145.33
	Relevy School	\$2,145.33	142001 ALDEN CENTRAL

RPTL550(2): Incorrect assessment  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,179.00

ASSESSOR                      Cancel                      \$10,302.37  
S-B-L 96.00-3-10.4/A Walden Ave                      142089 ALDEN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$10,302.37	Town/SpecialDist/School
<u>Charge To :</u>	142089 ALDEN		\$10,302.37
	Relevy School	\$10,302.37	142001 ALDEN CENTRAL

RPTL550(2): Failed to apply IDA exemption

New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,180.00

   ASSESSOR                      Cancel                      \$707.51  
S-B-L 80.18-10-4                      122 Cresthaven Dr 143089 CHEEKTOWAGA

   Acct. No. 112                      \$0.00                      County  
   Acct. No. 132                      \$707.51                      Town/SpecialDist/School  
Charge To :                      143089 CHEEKTOWAGA                      \$707.51  
   Relevy School                      \$707.51                      143003 CHEEK. UNION #3

RPTL550(2): Incorrect assessment  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,181.00

   OWNER                      Cancel                      \$627.00  
S-B-L 91.52-2-11                      27 Chardon Dr 143089 CHEEKTOWAGA

   Acct. No. 112                      \$0.00                      County  
   Acct. No. 132                      \$627.00                      Town/SpecialDist/School  
Charge To :                      143089 CHEEKTOWAGA                      \$627.00  
   Relevy School                      \$627.00                      143002 CHEEK. UNION #2

RPTL550(2): Failed to apply enhanced STAR exemption  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,182.00

   ASSESSOR                      Cancel                      \$627.00  
S-B-L 92.18-15-44                      284 Enez Dr 143089 CHEEKTOWAGA

   Acct. No. 112                      \$0.00                      County  
   Acct. No. 132                      \$627.00                      Town/SpecialDist/School  
Charge To :                      143089 CHEEKTOWAGA                      \$627.00  
   Relevy School                      \$627.00                      143002 CHEEK. UNION #2

RPTL550(2): Failed to apply enhanced STAR exemption  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,183.00

   ASSESSOR                      Cancel                      \$567.07

S-B-L 125.09-9-10 62 Theresa Dr 146800 WEST SENECA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$567.07	Town/SpecialDist/School
<u>Charge To :</u>	146800 WEST SENECA	\$567.07	
	Relevy School	\$567.07	146801 WEST SENECA

CENT

RPTL550(2): Failed to apply enhanced STAR exemption  
New tax bill to be issued

FISCAL YEAR 2016 Petition No. 216,184.00

ASSESSOR Cancel \$1,663.51  
S-B-L 58.11-4-2 5637 Glen Iris Dr 143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,663.51	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$1,663.51	
	Relevy School	\$1,663.51	143201 CLARENCE

CENTRAL

RPTL550(2): Incorrect assessment  
New tax bill to be issued

FISCAL YEAR 2016 Petition No. 216,185.00

ASSESSOR Cancel \$14.47  
S-B-L 43.20-4-1.2 Clarence Center Rd 143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$14.47	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$14.47	
	Relevy School	\$14.47	143201 CLARENCE

CENTRAL

RPTL550(2): FWHolly exemped  
New tax bill to be issued

FISCAL YEAR 2016 Petition No. 216,186.00

ASSESSOR Cancel \$492.68  
S-B-L 207.07-1-1 7010 Versailles Pla 144000 EDEN

	Acct. No. 112	\$0.00	County
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<u>Charge To :</u>	Acct. No. 132	\$492.68	Town/SpecialDist/School
	144000 EDEN		\$492.68
	Relevy School	\$492.68	144401 LAKE SHORE

CENTRAL

RPTL550(2): Removed exemption in error  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,187.00

   ASSESSOR                      Cancel                      \$874.02  
S-B-L 104.16-10-1      61 Cambria St      145203 LANCASTER

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$874.02	Town/SpecialDist/School
	145203 LANCASTER		\$874.02
	Relevy School	\$874.02	145201 LANCASTER

CENTRAL

RPTL550(2): Failed to apply aged exemption  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,188.00

   ASSESSOR                      Cancel                      \$1,266.00  
S-B-L 66.44-3-22      358 Abbington Ave      146489 TONAWANDA

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,266.00	Town/SpecialDist/School
	146489 TONAWANDA		\$1,266.00
	Relevy School	\$1,266.00	146401 KEN-TON UNION

FREE

RPTL550(2): Enhanced STAR exemption removed in error  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,189.00

   ASSESSOR                      Cancel                      \$1,266.00  
S-B-L 79.21-9-24      143 Fairchild Ave      146489 TONAWANDA

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,266.00	Town/SpecialDist/School
	146489 TONAWANDA		\$1,266.00

FREE                                      Relevy School                                      \$1,266.00      146401 KEN-TON UNION

RPTL550(2): Enhanced STAR exemption removed in error  
New tax bill to be issued

FISCAL YEAR 2016                                      Petition No.                                      216,190.00

   ASSESSOR                                      Cancel                                      \$210.58  
S-B-L 179.00-2-6.1      13879 Schang Rd R                                      146600 WALES

   Acct. No. 112                                      \$0.00      County  
   Acct. No. 132                                      \$210.58      Town/SpecialDist/School  
Charge To :                                      146600 WALES                                      \$210.58  
   Relevy School                                      \$210.58      562201 ATTICA CENTRAL

RPTL550(2): Failed to apply vet exemption  
New tax bill to be issued

FISCAL YEAR 2016                                      Petition No.                                      216,191.00

   ASSESSOR                                      Refund                                      \$571.38  
S-B-L 144.20-4-11      65 Leydecker Rd 146800 WEST SENECA

   Acct. No. 112                                      \$0.00      County  
   Acct. No. 132                                      \$571.38      Town/SpecialDist/School  
Charge To :                                      146800 WEST SENECA                                      \$571.38  
   Relevy School                                      \$571.38      146001 ORCH PARK

CENTRAL

RPTL550(2): Failed to apply basic STAR exemption  
Refund to be issued to George and Zulma Dietz

FISCAL YEAR 2016                                      Petition No.                                      216,192.00

   ASSESSOR                                      Refund                                      \$110.06  
S-B-L 124.18-1-3      16 Royal Coach Rd 146800 WEST SENECA

   Acct. No. 112                                      \$0.00      County  
   Acct. No. 132                                      \$110.06      Town/SpecialDist/School  
Charge To :                                      146800 WEST SENECA                                      \$110.06  
   Relevy School                                      \$110.06      146801 WEST SENECA

CENT

RPTL550(2): Failed to apply vet exemption

Refund to be issued to Philip A. Smith

FISCAL YEAR 2016                      Petition No.                      216,193.00

   ASSESSOR                      Cancel                      \$1,305.20  
S-B-L 125.17-2-9                      30 Northwood Ave 146800 WEST SENECA

   Acct. No. 112                      \$0.00                      County  
   Acct. No. 132                      \$1,305.20                      Town/SpecialDist/School  
Charge To :                      146800 WEST SENECA                      \$1,305.20  
   Relevy School                      \$1,305.20                      146801 WEST SENECA

CENT

RPTL550(2): Failed to apply aged exemption  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,194.00

   ASSESSOR                      Refund                      \$563.51  
S-B-L 166.00-2-1.2                      4113 Two Rod Rd 146600 WALES

   Acct. No. 112                      \$0.00                      County  
   Acct. No. 132                      \$563.51                      Town/SpecialDist/School  
Charge To :                      146600 WALES                      \$563.51  
   Relevy School                      \$563.51                      144201 IROQUOIS

CENTRAL

RPTL550(2): Failed to apply enhanced STAR exemption  
Refund to be issued to John and Angie Pellegrini

FISCAL YEAR 2016                      Petition No.                      216,195.00

   ASSESSOR                      Refund                      \$377.58  
S-B-L 69.08-6-9                      360 Shetland Dr 142289 AMHERST

   Acct. No. 112                      \$215.81                      County  
   Acct. No. 132                      \$161.77                      Town/SpecialDist/School  
Charge To :                      142289 AMHERST                      \$161.77

RPTL550(2): Failed to apply vet exemption  
Refund to be issued to David and Annette Karneth

FISCAL YEAR 2015                      Petition No.                      216,196.00

	ASSESSOR	Refund	\$377.03	
S-B-L	69.08-6-9	360 SHetland Dr 142289 AMHERST		
	Acct. No. 112		\$210.03	County
	Acct. No. 132		\$167.00	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST			\$167.00

RPTL550(2): Failed to apply vet exemption  
Refund to be issued to David and Annette Karneth

FISCAL YEAR 2016                      Petition No.                      216,197.00

	ASSESSOR	Refund	\$463.28	
S-B-L	40.15-8-1	7 mAnor Oak Dr 142289 AMHERST		
	Acct. No. 112		\$0.00	County
	Acct. No. 132		\$463.28	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST			\$463.28
	Relevy School		\$463.28	142207 SWEET HOME

CENTRAL

RPTL550(2): Failed to apply enhanced STAR exemption  
Refund to be issued to Fulvio and Maria Dunatov

FISCAL YEAR 2016                      Petition No.                      216,198.00

	ASSESSOR	Refund	\$677.70	
S-B-L	79.23-3-15	204 Allenhurst Rd 142289 AMHERST		
	Acct. No. 112		\$0.00	County
	Acct. No. 132		\$677.70	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST			\$677.70
	Relevy School		\$677.70	142201 AMHERST

CENTRAL

RPTL550(2): Failed to apply enhanced STAR exemption  
refund to be issued to Edward and Sharon Hill

FISCAL YEAR 2015                      Petition No.                      216,199.00

	ASSESSOR	Refund	\$1,827.36	
S-B-L	40.70-1-19	194 Glendale Dr 146401 KENMORE		

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,827.36	Town/SpecialDist/School
<u>Charge To :</u>	146401 KENMORE		\$1,827.36
	Relevy School	\$1,827.36	142207 SWEET HOME

CENTRAL

RPTL550(2): Failed to apply exemptions  
Refund to be issued to Francis M. Landis

FISCAL YEAR 2016                      Petition No.                      216,200.00

   ASSESSOR                      Cancel                      \$451.42  
S-B-L 341.02-3-53.2 3697 Edgewood Dr 143689 COLLINS

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$451.42	Town/SpecialDist/School
<u>Charge To :</u>	143689 COLLINS		\$451.42
	Relevy School	\$451.42	047201 GOWANDA

CENTRAL

RPTL550(2): rptl520 charge applied in error  
New tax bill to be issued

FISCAL YEAR 2016                      Petition No.                      216,201.00

   ASSESSOR                      Cancel                      \$1,868.25  
S-B-L 332.0-2-18.3 4690 Brown St 143689 COLLINS

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,868.25	Town/SpecialDist/School
<u>Charge To :</u>	143689 COLLINS		\$1,868.25
	Relevy School	\$1,868.25	143801 SPRING-GRIFFITH

RPTL550(2): Duplicate entry  
Delete entire parcel from the tax roll

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.  
(5-0)

3. COMM. 20E-8 (2016)  
**COUNTY EXECUTIVE**

WHEREAS, the Department of Environment and Planning (DEP) no longer has a need for the following Bank of America petty cash accounts:

1. DEP - Division of Sewerage Management Petty Cash Fund – Acct# 01000009606076
2. Erie County Sewer District No. 6 Petty Cash Fund – Acct # 01000004882369
3. DEP CDBG Petty Cash Fund - Acct # 0100938691.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Comptroller and the Department of Environment and Planning are authorized to close the above referenced petty cash accounts; and

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy each of this resolution to the County Executive, the County Comptroller, Kristen Walder, Assistant County Attorney, the Commissioner of Environment and Planning, and Joseph L. Fiegl, P.E., Department of Environment and Planning, Rath Building, 10<sup>th</sup> Floor.

(5-0)

JOSEPH C. LORIGO  
CHAIR

Item 35 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 258

October 27, 2016	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 17
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ALL MEMBERS PRESENT.

1. RESOLVED, all items are hereby tabled.

EDWARD A. RATH, III  
CHAIR

Item 36 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 259

October 27, 2016	PUBLIC SAFETY COMMITTEE REPORT NO. 15
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR GRANT.

1. COMM. 20E-20 (2016)  
**COUNTY EXECUTIVE**

WHEREAS, the current lease for use of the Evans Airways airfield and hangar for the Erie County Sheriff's Office helicopter (Air-1) is set to expire on December 31, 2016; and

WHEREAS, Air-1 uses this air field and hangar to launch all regional aviation missions from and has proven to be accessible and proves to be a preferred geographically location for all deployments for all Western New York Missions; and

WHEREAS, current airfield and hangar inventory in Erie County does not provide the Sheriff's Office or the County of Erie to same accommodations and benefits as the Evans Airways location with its secure ingress and egress and sole occupancy; and

WHEREAS, being the sole operator at the Evans Airways airfield eliminates any delay caused by ground or air traffic; and

WHEREAS, this terms of the lease do not extend beyond the life expectancy of Air-1; and

WHEREAS, County Attorney's Office and the Erie County Sheriff's Office collaborated on the terms of the new lease and find its terms acceptable to the County's standards.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County legislature does hereby authorize the County of Erie and the Erie County Sheriff's Office to enter into a 5-year lease agreement for use Evans Airways located at 7941 Versailles Plank, Angola, New York with W.J. Milligan Trust; and be it further

RESOLVED, that County of Erie authorized to pay amount within the lease terms as follows:

Tenant shall pay to Landlord as rent during the Term, the amount of  
Thirty One Thousand Dollars (\$31,000) in 2017  
Thirty Two Thousand Dollars (\$32,000) in 2018  
Thirty Three Thousand Dollars (\$33,000) in 2019  
Thirty Four Thousand Dollars (\$34,000) in 2020  
Thirty Five Thousand Dollars (\$35,000) in 2021

And be it further

RESOLVED, the Erie County Comptroller's Office is hereby authorized to release the designated funds and make payments as necessary; and be it further

RESOLVED, that the Clerk of the Legislature send certified copies to the County Executive, The Department of Public Works - Division of Highway, the County Attorney's Office, and the Chief of Administration of the Sheriff Office for implementation.

(4-0)

EDWARD A. RATH, III  
CHAIR

**LEGISLATOR RESOLUTIONS**

Item 37 – CHAIR MILLS directed that the following item be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

INTRO. 21-1 from LEGISLATORS MORTON, LORIGO & BURKE. Support for State Action Regarding Living Organ Donation.

Item 38 – CHAIR MILLS directed that the following item be received and filed.

GRANTED.

INTRO. 21-2 from LEGISLATORS BURKE, MILLS, GRANT, HARDWICK, RATH & DIXON. Support for the Proposed Reuse of the Central Terminal.

Item 39 – MR. LORIGO presented the following resolution and moved for consideration. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 260

RE: Support for the Development of a  
Modern Train Station at the Buffalo  
Central Terminal  
(INTRO. 21-3)

**A RESOLUTION TO BE SUBMITTED  
BY LEGISLATOR MILLER-WILLIAMS**

WHEREAS, the City of Buffalo has long been a major transportation hub for the United States of America, it has a rich history in commerce and passenger transportation from the development of the Erie Canal to the multiple railroad lines that were built throughout the city; and

WHEREAS, in the early 1920's the New York Central Railroad and the City of Buffalo entered into an agreement to construct a consolidated facility to allow passenger trains to travel directly from New York City to cities west such as Chicago, the Buffalo Central Terminal site was selected to house the facility and became a world class operation which was utilized for over 50 years; and

WHEREAS, the Buffalo Central Terminal has been under the care of the Central Terminal Restoration Corporation since 1997, the Board of Directors developed a Master Plan in 2009 which included the work of securing a developer to take an active role in the reutilization of existing rail lines, redevelopment of the complex to include expanded bus and taxi service and transformation of the facility back into a gateway for Buffalo's public transportation system; and

WHEREAS, the Central Terminal Restoration Corporation developed a Request for Proposals in April of 2015 soliciting local developers help to give new vision for the stabilization and restoration of the complex, the organization's goal was to have the Buffalo Central Terminal become an integral part of the City of Buffalo's resurgence, particularly as an anchor on the East Side in the Broadway-Fillmore neighborhood; and

WHEREAS, in May 2016 the Central Terminal Restoration Corporation selected Toronto based developer Harry Stinson as the designated developer for the restoration of the historic gem, plans swiftly got under way to invest in short term improvements of the property as the organization continues to work towards the best long term solution for the future of the Buffalo Central Terminal.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature goes on record to support the development of a modern train station at the Buffalo Central Terminal using the capital improvement funding that has been allocated in the New York State Transportation Department budget; and be it further

RESOLVED, that this Honorable Body encourages the newly formed Train Station Committee and the Central Terminal Restoration Corporation to work together to reach a mutually acceptable development plan to restore the Buffalo Central Terminal to a world class passenger train facility which will in turn foster a renewed sense of pride for constituents of the surrounding neighborhoods; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the U.S. Senator Charles E. Schumer, U.S. Representative Brian Higgins, New York State Governor Andrew M. Cuomo, Honorable Members of the Western New York Delegation to the New York State Legislature, Erie County Executive Mark C. Poloncarz, City of Buffalo Mayor Byron W. Brown, Fillmore District Common Councilmember David A. Franczyk, and to Mr. Mark Lewandowski, Director of the Buffalo Central Terminal Restoration Corporation.

MR. LORIGO moved to amend the item to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to approve the item as amended. MR. RATH seconded.

CARRIED UNANIMOUSLY.

Item 40 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 261

RE: Legislature Recommendation to  
Governor for Appointment to the NFTA  
Board of Commissioners  
(INTRO. 21-4)

**A RESOLUTION TO BE SUBMITTED BY LEGISLATORS  
MILLS, LORIGO, RATH, HARDWICK, DIXON & MORTON**

WHEREAS, New York State Public Authorities Law, Section 1299-C, provides that among the ten members of the Niagara Frontier Transportation Authority (NFTA) Board of Commissioners, one member shall be appointed by the Governor upon the recommendation of the Erie County Legislature, subject to State Senate confirmation; and

WHEREAS, Mr. William D. Christ, Esq. has expressed a desire to act as the Legislature's recommendation to the NFTA Board, his resume and experience show solid credentials and a deep commitment to our region, as well as energy and enthusiasm for the appointment, and a stated commitment to the continuation of his service to the people of Erie County through participation on the NFTA Board; and

WHEREAS, as an attorney with Phillips Lytle Mr. Christ has familiarity with corporate litigation in areas including contract disputes and construction claims as well as being a member of the Canadian Cross Border Team; further, his experience will help enable him to excel as a member of the governing board of the NFTA; and

WHEREAS, Mr. Christ recognizes that Buffalo Niagara's public transportation system is an economic development engine that can power strategic linkages between where jobs are to where job seekers live.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature respectfully calls upon the Governor of New York, the Honorable Andrew M. Cuomo, to appoint Mr. William D. Christ, Esq. (125 Main St., Buffalo, NY 14203), as a member of the Niagara Frontier Transportation Authority Board of Commissioners to a five-year term ending June 30, 2021; and, be it further

RESOLVED, that certified copies of this resolution be sent to Governor Cuomo, Senate Majority Leader John Flanagan, Mr. William D. Christ, and any party deemed necessary and proper.

Item 41 – MR. LORIGO presented the following resolution and moved for consideration.  
MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 262

RE: Amendment to the 2016 Rules of Order  
Regarding Time of Public Hearing  
(INTRO. 21-5)

**A RESOLUTION TO BE SUBMITTED BY  
LEGISLATORS MILLS, LORIGO & MORTON**

WHEREAS, the Erie County Legislature would like to amend the Rules of Order for the Erie County Legislature; and

WHEREAS, in order to increase transparency and public participation in the crafting of local laws Legislator Morton has requested the Legislature hold public hearings no earlier than 6:00 pm on weekdays, a time that is more convenient for residents of Erie County; and

WHEREAS, this resolution amends the Rules of Order to require the Chairperson call all public hearings after 6:00 pm; and

WHEREAS, this honorably body encourages all departments, including the County Executive, to support an increase in transparency by enacting policies that require public hearings be held at a time that the public may attend; and

WHEREAS, this resolution shall count as the one (1) day notice required for a rule change and will be filed with the Clerk of the Legislature pursuant to section 5.09 of the 2015 rules.

NOW, THEREFORE, BE IT

RESOLVED, amend section 1.01(8) CHAIRPERSON of the Erie County Legislative Rules of Order as follows:

8. *To order that a public hearing be held. Public Hearings shall be conducted a minimum of five (5) days before an item can be considered by the Legislature unless otherwise prescribed by law. Said hearings shall be held no earlier than 6:00 pm on weekdays. The chairman shall further ensure that notice of the time and date of each public hearing be posted on the Legislature's website not more than twenty-four (24) hours from the filing of the public notice.*

and, be it further

RESOLVED, that this honorable body hereby encourages County Executive Poloncarz to enact policies across all county departments requiring public hearings be held after 6:00 pm; and, be it further

RESOLVED, that certified copies of this resolution be sent to all elected officials in Erie County.

MR. LORIGO moved to amend the item to include Et Al sponsorship. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to approve the item as amended. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 42 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded. MR. BURKE voted in the negative.

CARRIED 9-1.

RESOLUTION NO. 263

RE: Opposition to Expansion of ECIDA  
Mission  
(INTRO. 21-6)

A RESOLUTION TO BE SUBMITTED BY  
LEGISLATORS RATH, LORIGO & MORTON

WHEREAS, the Erie County Industrial Development Agency (ECIDA) is primarily tasked with facilitating economic development across the county through a variety of financing and tax inducements and policies aimed at making business more attractive for private sector entrepreneurs; and

WHEREAS, concepts and ideas have been proposed for the ECIDA to purchase unspecified property then lease the space to non-profit corporations; and

WHEREAS, the purchase and operation of a building as commercial office space for various non-profits would require the ECIDA to step out of its role as a policy body and enter into the business of lessor in direct competition with other developers in the area; and

WHEREAS, it is not the role of the county nor the ECIDA to be a developer and compete with the businesses and corporations who come to it for development incentives; and

WHEREAS, as admirable as it may be to support not-profit industries and the causes they champion it is something that should be left to other entities more suited to act as a developer and owner of rental property; and

WHEREAS, if a private developer were coming to the ECIDA seeking tax incentives to purchase and develop buildings for the express purpose of leasing it out to non-profits that would be an acceptable use of ECIDA inducement funds if the board should choose to pursue it.

WHEREAS, recent conversations in an ECIDA Board of Directors meeting included seeking consultation with perspective private developers on not for profit campus construction; and

WHEREAS, it was explained to the ECIDA Board of Directors that there are 400 "Not for Profit" campuses across the United States, yet it was unknown the ownership and property management responsibilities for said campuses.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body encourages the ECIDA to seek consultation with private developers on not-for-profit campus construction costs and economic viability and, be it further

RESOLVED, that this honorable body requests a report and update on the ownership of "Not for Profit" campuses across the United States and, be it further

RESOLVED, that this honorable body is opposed to any plan by the ECIDA to expand its mission to include the responsibilities of a landlord for properties it does not currently own; and, be it further

RESOLVED, that this resolution is in no way a reflection on the value of these not-for-profits to the residents of Erie County, only that the ECIDA should not be operating as the lessor to these corporations; and, be it further

RESOLVED, that certified copies of this resolution be sent to the Chairman of the ECIDA, the Erie County Executive, and any other party deemed necessary and proper.

Item 43 – CHAIR MILLS directed that the following item be referred to the COMMUNITY ENRICHMENT COMMITTEE.

GRANTED.

INTRO. 21-7 from LEGISLATOR MILLER-WILLIAMS. Dialogue Concerning ECC's Relationship with Middle Early College.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 44 – MR. LORIGO moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE of further consideration of COMM. 20E-7. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 264

RE: WNY Sustainable Business Roundtable  
(Oct. 1, 2016 - Dec. 31, 2018)  
(COMM. 20E-7, 2016)

WHEREAS, the Erie County Department of Environment and Planning (DEP) has played a crucial role in pollution prevention and sustainability issues throughout the region for decades and has more recently played an important role in the formation of the Western New York Sustainable Business Roundtable (WNYSBR); and

WHEREAS, DEP is committed to provide staff support and conduct work to assist and expand the WNYSBR; and

WHEREAS, the United States Environmental Protection Agency (USEPA) provides grant assistance to state agencies to implement pollution prevention projects; and

WHEREAS, the USEPA awarded a Source Reduction Assistance grant to Erie County to receive \$259,963 in funding to assist businesses in reducing their environmental impact through the WNYSBR; and

WHEREAS, the USEPA has designated the New York State Pollution Prevention Institute (NYSP2I) as a sub-awardee on the grant for an amount not to exceed \$94,713; and

WHEREAS, this necessitates the execution of an agreement with USEPA, the adoption of a grant budget; the execution of a contract with NYSP2I; and the creation of a Senior Environmental Compliance Specialist (JG-12) position within the DEP which will be 100 % grant funded.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute the necessary agreements to accept a grant of \$259,963 from the USEPA for the purpose of establishing a WNYSBR project; and be it further

RESOLVED, that the grant budget and project period for the WNYSBR project is hereby created in the Department of Environment and Planning, Business Area 162, Fund 281 as follows:

Western New York Sustainable Business Roundtable Project  
SAP Grant Account #162WNYSBR1618  
October 1, 2016 –December 31, 2018

REVENUE

Account	Description	Amount
414000	Federal Aid	(\$259,963)
	TOTAL REVENUE	(\$259,963)

APPROPRIATIONS

Account	Description	Amount
500000	Full Time Salaries	\$99,000
502000	Fringe Benefits	\$64,250
510100	Out of Area Travel	\$2,000
516020	Professional Services Contract	\$94,713
	TOTAL APPROPRIATIONS	\$259,963

and be it further

RESOLVED, that the following position, for which there is sufficient funding for personal services and fringe benefits from the USEPA, will be created in the above grant:

Senior Environmental Compliance Specialist (JG-12)  
B-100 No. 8804  
Budgeted Annual Salary: \$49,500

and be it further

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute the necessary agreements to accept a grant of \$259,963 from the USEPA for the purpose of establishing a WNYSBR project; and be it further

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute the necessary agreements to contract with the NYSP2I in an amount not to exceed \$94,713; and be it further

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to implement any budget adjustments as required to comply with Federal, State and local funding requirements; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the County Attorney; the County Comptroller; Thomas R. Hersey, Jr., Commissioner of Environment and Planning; Bonnie Lawrence, Deputy Commissioner of Environment and Planning; and P. Josh Wilson, Coordinator – Pollution Prevention Program.

MR. LORIGO moved to approve the item. MR. RATH seconded.

CARRIED UNANIMOUSLY.

### **SUSPENSION OF THE RULES**

Item 45 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 21E-21 from the COUNTY EXECUTIVE. Re: Department of Health – Authorization to Enter into Contract with WellCare of New York Inc

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 46 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 21E-22 from the COMPTROLLER. Re: Interim Financial Report for Six-Month Period Ended Sept. 30, 2016

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 47 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 21E-23 from the LEGISLATOR GRANT. Re: Letter of Absence from Legislative Session

Received, filed and printed.

November 3, 2016  
Karen M. McCarthy, Clerk  
Erie County Legislature  
92 Franklin St., 4th Floor  
Buffalo, NY 14202

Dear Ms. McCarthy:

Please accept this letter as notice that I will not be available to attend the session of the Erie County Legislature, held on November 3, 2016, due to a prior-scheduled medical procedure.

Should it become necessary to contact me, I will be reachable by cellular telephone.

Thank you.

Sincerely,  
BETTY JEAN GRANT  
Betty Jean Grant  
Erie County Legislator – 2nd District

Item 48 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 21E-24 from the COMPTROLLER. Re: Department of Social Services - Cost Impact Analysis of Lease Options 10-12 Fountain Plz and 478 Main St

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 49 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 21E-25 from LEGISLATOR LORIGO. Re: Letter to County Executive Regarding Meeting to Discuss Road Safety Concerns Maple Rd, Elma and East Aurora

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 50 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 21E-26 from LEGISLATOR LORIGO. Re: Letter to Hodgson Russ LLP  
Regarding Tax Cap and Sewer District Billing

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 51 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 21D-6 from the COMMISSIONER, DEPARTMENT OF PERSONNEL. Re:  
Explanation of the Need for Pre-Employment Fingerprinting

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE COUNTY EXECUTIVE**

Item 52 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 265

RE: Department of Health Division of  
Emergency Services - Authorization to  
Enter into Contract with emsCharts Inc -  
Electronic Charting Software System  
(COMM. 21E-1)

WHEREAS emsCharts is a widely used emergency medical health record system; and

WHEREAS, emsCharts has offered to provide their product for free until the end of 2016;  
and

WHEREAS, emsCharts will enhance the capabilities of the Erie County Department of  
Health Division of Emergency Services and the Erie County Specialized Medical Response Team;  
and

WHEREAS, the purpose of this resolution is to authorize the County Executive to enter into  
a contract for emsCharts by emsCharts Inc. beginning November 1, 2016.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to  
enter into contract and amendments to that contract with emsCharts Inc. to license emsCharts  
software beginning November 1, 2016; and be it further

RESOLVED, funding is available for 2017 through the Division of Emergency Services' Professional Services, Contracts and Fees account #516020 with the cost being defrayed through an agreement with the Erie County Sheriff's Office; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any necessary adjustments to facilitate this transfer; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law and to Dr. Gale R. Burstein, Commissioner in the Erie County Health Department, 9<sup>th</sup> Floor, Rath Building.

Item 53 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 266

RE: Division of Information Support  
Services - Extension of Xerox Contract  
for Lease of Multi-Function Office  
Printer Fleet  
(COMM. 21E-2)

WHEREAS, Erie County entered into a five-year contract with Xerox to lease multi-function office printers in 2011, effective January 2012 through December 2016; and

WHEREAS, the original RFP allowed for up to two one-year extensions; and

WHEREAS, Xerox has proposed a fifteen-month extension of the contract; and

WHEREAS, the proposed extension would result in monthly cost savings of \$22,266; and

WHEREAS, the contract extension would also provide a full-time on-site service technician where there is now only a part-time on-site technician.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the Division of Information and Support Services to enter into a fifteen month extension of contract #7116295-001 with Xerox Corp. for lease of the Erie County multi-function office printer fleet under new terms; and

RESOLVED, that funding for the Xerox lease will continue to come from DISS operations budget currently in place; and

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Law, the Division of Budget and Management, and the Division of Information and Support Services.

Item 54 – (COMM. 21E-3) ECC - Authorization to Amend Existing Cell Tower Lease Agreement with T-Mobile

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM LEGISLATOR MILLER-WILLIAMS

Item 55 – (COMM. 21E-4) Letter to ECC President Regarding ECC's Relationship with Middle Early College

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 56 – (COMM. 21E-5) Buffalo & EC Botanical Gardens - 2013 Houses 2 & 3 Renovation - A/E Additional Services During Construction

Item 57 – (COMM. 21E-6) Buffalo & EC Public Library - Main Library - New ADA Elevators Project - Asbestos Air Monitoring, Sampling & Testing

Item 58 – (COMM. 21E-7) Buffalo & EC Public Library - Main Library - 2016 Auditorium Renovations - Phase 1 - Construction Bids & Additional Engineering Fees

Item 59 – (COMM. 21E-8) Youth Detention Facility - 2016 Interior Housing Unit Renovations - Phase 1

The above four items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 60 – (COMM. 21E-9) EC Sewer District No. 3 - Contract No. 47G Close Out - Elma Pumping Station Improvements

Item 61 – (COMM. 21E-10) EC Sewer District No. 6 - NYSEFC Capital Project Close Out - C.00064 Fund Transfer - Capital Reserve Fund

Item 62 – (COMM. 21E-11) EC Sewer District Nos. 1-6 & 8 - User Charges - 2017

The above three items were received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 63 – (COMM. 21E-12) Real Property Tax Services - Purchase of 2016 Tax Lien Certificates

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATORS MILLS, LORIGO, RATH & MORTON

Item 64 – (COMM. 21E-13) Letter to County Executive Regarding Opposition to Resolution Requesting Loans from Erie County

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COMPTROLLER

Item 65 – (COMM. 21E-14) Bond Resolution for ECMCC Capital Projects

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 66 – (COMM. 21E-15) Intergovernmental Transfer Payments - ECMCC

Item 67 – (COMM. 21E-16) Letter to Department Heads Regarding Space Utilization for Department of Social Services

The above two items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COMPTROLLER

Item 68 – (COMM. 21E-17) Report for Apportionment and Distribution of Net Collections from the 4.75% Sales and Compensating Use Tax for Jun., Jul. and Aug. 2016

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 69 – (COMM. 21E-18) Department of Social Services Division of Family Wellness - Safe Harbor for Sexually Exploited Children - Increase in Funding Allocation

Item 70 – (COMM. 21E-19) Department of Social Services Division of Youth Services - Youth Bureau AmeriCorps VISTA

Item 71 – (COMM. 21E-20) Department of Social Services Division of Youth Services - Youth Bureau Contract Amendments

The above three items were received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

**COMMUNICATIONS FROM THE DEPARTMENTS**

FROM THE CLERK OF THE LEGISLATURE

Item 72 – (COMM. 21D-1) Notice of Public Hearing Regarding Proposed Erie County 2017 Budget

Item 73 – (COMM. 21D-2) 2017 Budget Hearing Documents

Item 74 – (COMM. 21D-3) Notice of Public Hearing Regarding EC Sewer Districts - 2016 Assessment Rolls (2017 Levy)

Item 75 – (COMM. 21D-4) NYS DEC Documents Received

The above four items were received and filed.

**FROM THE DEPARTMENT OF ENVIRONMENT & PLANNING**

Item 76 – (COMM. 21D-5) Completion of Environmental Review - ECMCC Emergency Department Modernization & Expansion

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

**FROM ERIE COMMUNITY COLLEGE**

Item 77 – (COMM. 21M-1) Completion

Received and filed.

**FROM NYS AGRICULTURE AND MARKETS**

Item 78 – (COMM. 21M-2) Agricultural Districts Nos. 11 & 15 - Notice to Conduct Eight-Year Review

Received and filed.

**FROM THE NFTA**

Item 79 – (COMM. 21M-3) Sept. 29, 2016 Board Minutes

Received and filed.

**FROM THE PRESIDENT, ERIE COMMUNITY COLLEGE**

Item 80 – (COMM. 21M-4) Letter to Legislator Miller-Williams Regarding ECC's Relationship with Middle Early College

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE AGRICULTURAL AND FARMLAND PROTECTION BOARD

Item 81 – (COMM. 21M-5) 2016 Report Regarding Recommendations in Inclusion Into Existing Agricultural Districts

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM BUFFALO PLACE INC

Item 82 – (COMM. 21M-6) 2017 Budget and Supporting Documents

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE MEDICAL REVIEW BOARD, NYS COMMISSION OF CORRECTION

Item 83 – (COMM. 21M-7) Transmittal Regarding EC Holding Center and David Liddick

Item 84 – (COMM. 21M-8) Transmittal Regarding EC Holding Center and Richard Metcalf

The above two items were received and referred to the PUBLIC SAFETY COMMITTEE.

**ANNOUNCEMENTS**

Item 85 – CHAIR MILLS announced the committee schedule November 10, 2016 will be distributed.

Item 86 – CHAIR MILLS announced a public hearing is scheduled for November 9, 2016, 2:30 p.m. at the legislature chambers, regarding the assessment rolls for 2016 (2017 levy) for EC Sewer Districts Nos. 1-4, 6 & 8.

Item 87 – CHAIR MILLS announced a public hearing is scheduled for November 10, 2016, 6:00 p.m. at the Grand Island Memorial Library, 1715 Bedell Road, Grand Island, New York, 14072, regarding requests for the inclusion of predominantly viable agricultural lands within existing agricultural districts that have been submitted in accordance with sec. 303-b of NYS Agricultural and Markets Law.

**MEMORIAL RESOLUTIONS**

Item 88 – Legislator Burke requested that when the Legislature adjourns, it do so in memory of Michael D. Lewis.

Item 89 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Stephen R. Pikul, Ronald R. Spadone and Ruth Kahn Stovroff.

Item 90 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Donald A. Benzin Sr, Irving D. Brott Jr and Donald F. Schultz II.

Item 91 – Legislator Loughran requested that when the Legislature adjourns, it do so in memory of Warren R. Campbell.

Item 92 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Jack A. Hohl, George Wistner and Michael G. Wolfgang.

Item 93 – Legislator Savage requested that when the Legislature adjourns, it do so in memory of Stanford Lipsey.

**ADJOURNMENT**

Item 94 - At this time, there being no further business to transact, CHAIR MILLS announced that the Chair would entertain a Motion to Adjourn.

MR. LORIGO moved that the Legislature adjourn until Thursday, November 17, 2016 at 2:00 p.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, November 17, 2016 at 2:00 p.m. Eastern Standard Time.

**KAREN M. McCARTHY**  
**CLERK OF THE LEGISLATURE**